

## SOLE DECLARATION FOR PATENT APPLICATION

As the below named inventor, I hereby declare that:

My residence, post office address and citizenship is stated below next to my name;

I believe that I am the original, first and only inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled RADIOCONJUGATION OF INTERNALIZING ANTIBODIES

the specification of which

☐ is attached hereto.

☒ was filed on December 1, 1998 as Application Serial Number 09/203,676, and was amended on \_\_\_\_\_, if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

### Prior Foreign Application(s)

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application(s) for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Country	Application Number	Date of Filing (day, month, year)	Date of Issue (day, month, year)	Priority Claimed Under 35 U.S.C. § 119

### Prior United States Application(s)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:


Application Serial Number	Date of Filing (Day, Month, Year)	Status — Patented, Pending, Abandoned

And I hereby appoint, both jointly and severally, as our attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith the following attorneys who are all members of the Bar of the District of Columbia, their registration numbers being listed after their names:

Donald W. Banner, Registration No. 17,037; Edward F. McKie, Jr., Registration No. 17,335; William W. Beckett, Registration No. 18,262; Dale H. Hoscheit, Registration No. 19,090; Joseph M. Potenza, Registration No. 28,175; Alan I. Cantor, Registration No. 28,163; James A. Niegowski, Registration No. 28,331; Joseph M. Skerpon, Registration No. 29,864; Thomas L. Peterson, Registration No. 30,969; Nina L. Medlock, Registration No. 29,673; William J. Fisher, Registration No. 32,133; and Thomas H. Jackson, Registration No. 29,808; and Sarah A. Kagan, Registration No. 32,141 and Lisa M. Hemmendinger, Registration No. 42,653.

All correspondence and telephone communications should be addressed to Banner & Witcoff, Ltd., Eleventh Floor, 1001 G Street, N.W., Washington, D.C. 20001-4597, telephone number (202) 508-9100, which is also the address and telephone number of each of the above listed attorneys.

I hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature  Date 3/3/99  
Full Name of First Inventor ZALUTSKY Michael R.  
Family Name First Given Name Second Given Name  
Residence 4033 Duck Pond Trail, Chapel Hill, North Carolina 27514  
Citizenship U.S.A.  
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Applicant or Patentee: Michael R. Zalutsky  
Serial or Patent No.: 09/203,676  
For: **RADIOCONJUGATION OF INTERNALIZING ANTIBODIES**

Attorney's #: 00250.74943  
Filed or Issued: 12/1/98

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS**  
**(37 C.F.R. §§1.9(f) AND 1.27(d)) — NONPROFIT ORGANIZATION**

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

NAME OF ORGANIZATION: Duke University

ADDRESS OF ORGANIZATION: 001 E. Allen Building, Box 90083, Durham, NC 27708-0083

**TYPE OF ORGANIZATION**

☒ UNIVERSITY OF OTHER INSTITUTION OF HIGHER EDUCATION

☐ TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE (26 U.S.C. §§501(a) and 501(c)(3))

☐ NONPROFIT SCIENTIFIC OR EDUCATIONAL UNDER STATUTE OF STATE OF THE UNITED STATES OF AMERICA  
(NAME OF STATE) \_\_\_\_\_

(CITATION OF STATUTE) \_\_\_\_\_

☐ WOULD QUALIFY AS TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE (26 U.S.C. §§501(a) and 501(c)(3)) IF  
LOCATED IN THE UNITED STATES OF AMERICA

☐ WOULD QUALIFY AS NONPROFIT SCIENTIFIC OR EDUCATIONAL UNDER STATUTE OF STATE OF THE UNITED  
STATES OF AMERICA IF LOCATED IN THE UNITED STATES OF AMERICA

(NAME OF STATE) \_\_\_\_\_

(CITATION OF STATUTE) \_\_\_\_\_

I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 C.F.R. §1.9(e) for purposes of  
paying reduced fees under §§41(a) and (b) of Title 35, United States Code, with regard to the invention entitled RADIOCONJUGATION OF  
INTERNALIZING ANTIBODIES

by inventor(s) Michael R. Zalutsky

described in ☐ the specification filed herewith.

☒ application serial no. 09/203,676 filed 12/1/98

☐ patent no. \_\_\_\_\_ issued \_\_\_\_\_

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above-identified  
invention.

If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below\*  
and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 C.F.R. §1.9(d)  
or by any concern which would not qualify as a small business concern under 37 C.F.R. §1.9(d) or a nonprofit organization under 37 C.F.R. §1.9(e).

\*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status  
as small entities. (37 C.F.R. §1.27)

FULL NAME \_\_\_\_\_ ☐ Individual  
ADDRESS \_\_\_\_\_ ☐ Small Business Concern  
\_\_\_\_\_ ☐ Nonprofit Organization

FULL NAME \_\_\_\_\_ ☐ Individual  
ADDRESS \_\_\_\_\_ ☐ Small Business Concern  
\_\_\_\_\_ ☐ Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior  
to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer  
appropriate. (37 CFR §1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to  
be true; and further that these were made with the knowledge that false statements made willfully are punishable by fine, imprisonment, or both a fine  
and imprisonment under Section 1001 of Title 18 of the United States Code; and further that false statements made willfully may jeopardize the validity  
of the application, of any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Robert L. Taber, Ph.D.  
TITLE IN ORGANIZATION Associate Vice Chancellor  
ADDRESS OF PERSON SIGNING Box 3701, Duke University Medical Center, Durham, NC 27710

SIGNATURE [Signature] DATE 2/10/99

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